

**TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE**



**FISCAL NOTE**

**HB 1848**

January 24, 2020

**SUMMARY OF BILL:** Prohibits registered sex offenders from participating in events or functions related to Halloween. Establishes a curfew from 6:00 p.m. on October 31<sup>st</sup> to 4:00 a.m. on November 1<sup>st</sup>. Exempts certain situations from the curfew.

**ESTIMATED FISCAL IMPACT:**

**NOT SIGNIFICANT**

Assumptions:

- Pursuant to Tenn. Code Ann. § 40-39-215, it is an offense for a sexual offender to knowingly:
  - Pretend to be, dress as, impersonate or otherwise assume the identity of a real or fictional person or character or a member of a profession, vocation or occupation while in the presence of a minor or with the intent to attract or entice a minor to be in the presence of the offender;
  - Engage in employment, a profession, occupation or vocation, regardless of whether compensation is received, that the offender knows or should know will cause the offender to be in direct and unsupervised contact with a minor; or
  - Operate, whether authorized to do so or not, any vehicle or specific type of vehicle, including, but not limited to, an ice cream truck or emergency vehicle, for the purpose of attracting or enticing a minor to be in the presence of the offender.
- Under this legislation, should a registered sex offender engage or participate in any events or functions generally associated with Halloween or be in public during curfew hours for any reason except for work or medical emergencies, it is a Class A misdemeanor offense.
- There will not be a sufficient number of Class A misdemeanor prosecutions for state or local government to experience any significant increase in revenue or expenditures.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

/jmg